## WATER POLICY INTERIM COMMITTEE SEPTEMBER 8, 2010 EXHIBIT 2

2008													EXHIBIT 2
C	Data	Complainer	Complaines	Source	Racin	Polatod	Complaint	Complaint Description	DNRC Staff	Field	Outcome	Resolved	Outcome
Complaint	<u>Date</u>	Complainer	Complainee	Source	Basin	Related WR No.	Code	Description		Investigation	Code	Date	Outcome Description
No.	Received				-	WIN NO.	<u> </u>	Constructed dam no	Assigned	investigation	<u>oouc</u>	Date	Description
								wr or dam safety					
BLRO-08-01	4/2/2008	Jim Merchant	Western Land Res	Cottonwood Cr	42C	179614-42C	C1,C3	approval.	Kerbel	5/8/2008	R2	8/3/2008	Dam was removed.
. '								Developed Spring impacted existing					
BLRO-08-02	7/16/2008	Shawn Tilleca	Jerry Rahn	Developed Spring	43Q	43B-194514	СЗ	spring	Kerbel	7/16/2008	R3	7/16/2008	New developed spring modified.
BEI10 00 02	7,10,200							New pond					
BLRO-08-03	3/6/2008	Gary Carter, etal	Pond & Stream Consult.	Fiddler Cr	43C		C1	constructed.	Kerbel	3/6/2008	R4	3/6/2008	Field Investigation resolved issues with all parties.
DI DO 00 04	2/6/2009	Vern Keller, etal	Hanloy	Middle Fork Fiddler Cr	43C		C1	New ponds constructed.	Kerbel	3/6/2008	R4	3/6/2008	Field Investigation resolved issues with all parties.
BLRO-08-04	3/6/2008	Carol Roark, Co-Chair,	Hanley	Wildlie Fork Fiddler Cr	430		O1	constructed.	Keibei	3/0/2000	1114	3/0/2000	ried investigation resolved issues with all parties.
		Gateway Opencut	TMC at Rock, LLC (aka					Gravel washing					Gravel pits have hired consultant to solve water
BUO-08-01	6/18/2008	Mining Group	Nuss Gravel Pit)	Groundwater, UT Fish Creek	41H		C1	without a water right.	SC, KS	No	R2		right issue
								Rahn's developed a					
BUO 00 00	7/15/2008	Titeca Family	Jerry and Mary Rahn	Groundwater, UT Poison Creek	43B	43B 194514	СЗ	spring which affected Titeca's spring flow	KS (KK)	Yes (KK)	R11		Titecas and Rahns working out agreement through consultant
BUO-08-02	7/15/2006	THECA FAITHY	Jerry and Mary Karin	CIEER	430	436 194314	00	Thecas spring now	ito (itit)	103 (111)	1/11		Consultant
								Cemetary's irrigation					
								well lowering water					
DUO 00 00	0/0/0000	Doug Fairburgt	Fairview Cemetary (Three	Croundwater	41F	41F 101837, 30015696	СЗ	table below domestic well with a senior right	KS	Yes (KS, JB)	R11		Fairhurst drilled well deeper, DNRC measuring Cemetary Observation Well
BUO-08-03	8/6/2008	Doug Fairhurst	Forks)	Groundwater	411	30013090		Well With a Senior right	I NO	1 es (NS, 3D)	1 1 1		Deep Creek is a decreed source with repeat
													complaintsreferred to District Court for Water
		Tamra Call Marital						Alleged illegal point of					Commissioner (NRCS investigated and ruled
BUO-08-04	8/22/2008	Trust	Susan & Jeffrey Bridges	Deep Creek, South Fork	43B	43B 45969, 30513	C1, C3	diversion	KS	No	R6		natural channel, not manmade diversion)
								2 Users with same					Emigrant is a decreed source and this is a repeat complaint that Scott has field investigatedreferred
								priority dateone not					to District Court to petition for a Water
BUO-08-09	8/22/2008	Leonard Milne	Burt Otis	Emigrant Creek	43B	43B 193732, 30447	C5	getting water	KS, PD	No	R6		Commissioner
								New pod catching					Complainee wants to work with complainer to resolve issue, complainer did not respond to DNRC
		Walsh W-Bar Ranch,						debris and preventing					phone call requesting more infodecreed source
BUO-08-05	9/19/2008	Inc.	Lottco, Inc	Trout Creek	41B	41B 110308, 194258	С3	water flow	KS	No	R3, R6		water rights, no investigation merited at this time
								Diverting water after					
BUIG 00 00	0/00/0000	A - du 1d	Flying J Inc/Tamra Call	Daniel Cardo Faul	400	40D 400E0E	C1	period of diversion has	DD	No	D6 (D7)		Complaines filing polition for Wester Commissioner
BUO-08-06	9/23/2008	Andreas Luder	Marital Trust	Deep Creek, South Fork	43B	43B 192535	C1	ended	PD	No	R6 (R7)		Complainee filing petition for Water Commissioner
								Alleged winter					
								maintenance issue of					
			•					pond permit (also					This is an ongoing battle between neighbors, Water
								water quality, adverse affect, inadequate					Commissioner has been on in the past. Complainers have filed dissatisfied water users'
!								means of diversion,					complaint against Water Commissioner. This is an
BUO-08-07	12/5/2008	Amelia Kelly	David and Cora Rall	Middle Cottonwood Creek	41H	41H 23562, 33079	C5	secondary pod issue)	JB, (KS)	Yes	R11		ongoing issue with no easy resolution.
													This is an ongoing battle between neighbors, Water
						+		Similar to above					Commissioner has been on in the past. Complainers have filed dissatisfied water users'
		Steve Kelly/Clarice				41H 101024-01,		complaintmade a					complaint against Water Commissioner. This is an
BUO-08-08	12/31/2008	Dreyer	David and Cora Rall	Middle Cottonwood Creek	41H	115513-01	C5	party	JB, (KS)	Yes	R11		ongoing issue with no easy resolution.
								Water Right					
GUO-08-01	4/8/2008	Miles Knutsen	Torry Transcr	GW	408	172370	C1,C5	Abandoned cannot resume diversion	Biggar	Yes	R1	4/16/2009	abandonment issues not found
G00-08-01	4/0/2000	Miles Mintsell	Terry Traeger	GVV	403	112310	01,03	Statutory	Diggal	1 63	IXI	7/10/2000	abandoninent issues not lound
								abandonment issue 85	1				
GUO-08-02	4/18/2008	Miles Knudsen	Terry Traeger	GW	40S	172370	C1, C5	2-405	Larson	Yes	R1, R6	4/24/2008	issues clarified by statute
								Statuatory abandonment issue 85					
GUO-08-03	5/2/2008	Harmon,Berwick,Gran	Terry Traeger	GW	40S	172370	C1, C5	2-405		Yes	R1 R6	5/12/2008	issues clarified by statute
	5/2/2000	, lantion, Derwick, Orall	Tony Tracycl	U	7.00	.,,2010	01,00	00		1.00	1, 1	5. 12/2000	noodo olamica by clarate

			<u> </u>			1		Water diverted to					
HVRO-08-01	3/6/2008	FWP	Robert Stephen	Deep Creek	410	158988	C1	illegal pond	Larson	No	R6	4/16/2008	Water Court Jurisdiction
HVRO-08-02	4/11/2008	Monte Giese	Pat Saylor	Teton River	410	32857, 58, 60	C1	Water diverted to illegal pond	Miles	Yes	R3	4/14/2008	Illegal Use Terminated
HVRO-08-03	5/9/2008	FWP	Pat Saylor	Teton River	410	32857, 58, 60	C1	Water diverted to illegal pond	Miles	Yes	R3	5/20/2008	Illegal Use Terminated
				D: 0 1 0 1	4011	00047000	64	Unauthorized changed water POU		V	P.O.	C/4/2000	Warrel Han Tarreinstad
HVRO-08-04	5/29/2008		IX Ranch	Big Sandy Creek	40H	30017203	C1	Illegal water use	Larson Miles	Yes Yes	R2 R1;R6		Illegal Use Terminated Water Court Jurisdiction
HVRO-08-05	6/10/2008	Monte Giese	Kirk Klingaman	Teton Coop Res. Co.	410	113433	C1	megai water use	IVIIIes	162	KI,KO	0/13/2006	Water Court Junisdiction
								Illegal creek					
HVRO-08-06	6/18/2008	Merten Freyholtz	Don Miller	Sage Creek	40G	110881	C3	crossing/dam elevated	Larson	Yes	R3/R1	6/24/2008	Illegal Use Terminated
								Flooding property rights/water					
HVRO-08-07	6/24/2008	Lyle Ophus	Chauvet Ranch	Big Sandy Creek	40H	N/A	C2	distribution	Larson	Yes	R6/R8	6/27/2008	District Court Jurisdiction
11010-00-07	0/2-1/2000	Lyto Option	- Chadvot Handii	2.9 0				Illegal pond/creek					
HVRO-08-08	6/30/2008	Merten Freyholtz	Don Miller	Sage Creek	40G	110881	C1/C3	crossing	Larson	Yes	R1	7/2/2008	No Violation Found
								Distribution of Valier's					
HVRO-08-09	7/2/2008	Robert Savoie	Town of Valier	Ground Water	41P	31761	C4	municipal water right	Larson	No	R1;R6	7/8/2008	Town Council Jurisdiction
11410 00 00	77272000	, toboli davolo	Town or valle.					Larger than permitted				See HVRO-	
HVRO-08-10	8/7/2008	FWP	Teton Prairie LLC	Willow Creek	410	112114	C1	reservoir	Miles/Cross	Yes	R11	09-05	Application Terminated
WD0 00 04	4 /00 /0000	File Fields	Con Our Mr.	Crystal Lakes SD	76D	21672-00	C5	Operation of Water System	TE	No	R6	2/12/2009	DEQ took lead
KRO-08-01	1/28/2008	Ellis Fisher	Jim Smith	Crystal Lakes 3D	700	21072-00		Construction of an	16	INO	170	2/12/2000	DEG took lead
KRO-08-02	2/20/2008	Roy VanDekop	David Staloway	Bear Creek	76LJ		C1	impoundment	TE	Yes	R11		Working with neighbor
KRO-08-03	4/15/2008	David Billow	Robert Riefen	Grave Creek	76D	109528	C1	Ditch Diverted	TE	No	R6	4/16/2008	District Court issue
							6-	Dam allowing too			540	410010000	
KRO-08-04	4/22/2008	Stacey Renshaw	Marty Mehl	Bootjack Lake	76LJ		C5	much water out flow Headgate preventing	TE	Yes	R10	4/23/2008	On going
KRO-08-05	5/19/2008	Bruce Gunderson	J. Schreckendgust	Rhodes Creek	76LJ	53620	СЗ	streamflow	TE	Yes	R5	5/30/2008	Resolution
	0,10,2000							Use of water in low					
						00155.00		water area affecting			B0	7/00/0000	Manchanana
KRO-08-06	7/7/2008	Melvin Paret	Robert Blackford	Well	76LJ	90155-00	C1	others  Neighbor filling pond	TE	No	R6	7/23/2008	May become a court issue
KRO-08-07	9/17/2008	Gerald Barron	Tim Johnston	Well	76LJ	C111253	C-1	w/o permit	TE	No	R2	9/19/2008	Illegal use terminated
1440 00 01	671112000							Use of irrigation and					
		,						domestic water from			<b>D4</b>	40/4/0000	
KRO-08-08	11/7/2008	Anne Bolger Petryszak	Samuel Petryszak	Walker Creek	76LJ	34939-00	C1	Walker Creek	MP	Yes	R1	12/1/2008	No use from Walker Creek found.
		McGuire/Buckingham/P						illegal change in POU					
LRO-08-01	1/1/2008	PL	Catlin Ranch, LP	Catlin Creek	41J	8 Water Rights	C1	of 8 water rights	S. Irvin	No	R9		District Court complaint filed 12-31-08
1.00 00 03	4/2/2008	Kim Harlan	Dan Hassel	Ground water well	418	None	C5	Improper abandonment of a well	S. Sundheim	No	R2	4/21/2008	Well driller performed necessary action to properly abandon well.
LRO-08-02	4/2/2006	Nilli Hallali	Dan nassei	Ground water well	413	None		Junior water user	Sundrienn	140	112	4/2 1/2000	abandon wen.
								interfering with a					
LRO-08-03	5/21/2008	Wade Hoge	James/Russell Degner	Yellow Water Creek	40B	40B 29426	C3	senior water user	S. Irvin	No	R6	5/21/2008	Not DNRC jurisdiction
								Illegal change from stock direct to a					
LRO-08-04	5/20/2008	C Bar J Ranch	American Fork Ranch	Lebo Creek	40A	None (Exempt)	C1	pipeline system	D. Mann	No	R11		Change app. filed to comply w/law
	5.23,2555					, , , , , , , , , , , , , , , , , , ,		Illegal change from					
								stock direct to a	<b>D</b>		B		Ohanna ana filadd
LRO-08-05	5/20/2008	Glennie Ranch	American Fork Ranch	Lebo Creek	40A	None (Exempt)	C1	pipeline system Unauthorized	D. Mann	NO	R11		Change app. filed to comply w/law
								appropriation from	S.				DBWUA payments restored and measuring device
LRO-08-06	6/23/2008	DBWUA	Frank Roma	Musselshell River	40A	Multiple	C4	Deadmans Canal	Sundheim	Yes	R2	7/16/2008	constructed
				•				Allacad Wared					Rosdahl cooperative. Provided evidence of natural
								Alleged illegal pond restricting flow of					pond. Contends that he excavated material to widen road. Does not want benficial use. May be 404 or
MRO-08-01	3/3/2008	Tom Opre	Kenneth Rosdahi	UT Rumble Creek	76K	80120	C1, C4	water.	B.Schultz	Yes	R1,R6	8/13/2008	WQ issue(DEQ).
			1					I			<del></del>	<del></del>	<del></del>

								Alleged illegal pond					
	4/4/0000	Debast labo	Cord Otorroom	LIT Most Twin	7614	20024245	C1, C4	restricting flow of water.	B.Schultz	Vos	R3, R4	0/12/2009	Stevens agrees to regulate so outflow=inflow of surface water
MRO-08-02	4/1/2008	Robert Jehs	Carl Stevens	UT West Twin	76M	30031245	01,04	Alleged illegal	p.Schulz	168	N3, N4	9/12/2006	Surface water
								diversion from NF Rye	1				Agree to remove illegal headgate after high water.
MRO-08-03	4/18/2008	Jeffery Ince	Kelly & Tom Jolley	NF Rye Creek	76H	30023401	C1	to pond	B.Schultz	Yes	R2,R4	5/13/2008	Filed 602 for GW component.
								Obstruction to ditch/swale restricting					
MRO-08-04	4/30/2008	Carol Kinney	Jim Edwards	UT Clark Fork River	76M		C3	flow	B.Schultz	No	R2	5/5/2008	Blockage removed
								Alleged illegal pond					
1400 00 05	4/00/0000	0	Annala Brings	Luca Casale	76H		C1	restricting flow of water.	B.Schultz	Voc	R11	8/22/2008	Illegal on-stream pond found. Reportedly reduced level by opening outflow. Have not field checked.
MRO-08-05	4/30/2008	Grant Schermer	Angela Prince	Lyon Creek	7011			Alleged illegal pond	D.SCHUILZ	165	NII	0/22/2006	level by opening outliow. Have not field checked.
								restricting flow of					
MRO-08-06	5/2/2008	Dan Humphrey	Gene Lidsey	Sawmill Creek	76H	108783	C1	water.	B.Schultz	Yes	R4	5/7/2008	GW pond. Submitted 602
								Alleged illegal diversion to illegal					
MRO-08-07	5/30/2008	Rory Richardson	Elmer Stratton	WF Six Mile	76M	103805	C1	pond	B.Schultz	Yes	R3	7/11/2008	Stratton agreed to close off diversion.
					1								No illegal use found during field review. Reduced
				LITT POLICE	7011	5004	04	Alleged blockage of	D. Cobulter	Van	D4	7/0/0000	wastewater from Kootenai Sprs Ranch (not
MRO-08-08	6/19/2008	Gerald Sisler	Kootenai Sprs Ranch	UT Bitterroot	76H	5094	C4	natural drainage Alleged over-irrigation	B.Schultz	res	R1	7/2/2008	irrigating).
								resulting in road					
MRO-08-09	8/15/2008	Henry Kanner	Joseph Tenzer	Rye Creek	76H	150386	C2	damage	B.Schultz	No	R3	9/2/2008	Tenzer cut back on irrgation and stock tank fill
								Alleged mis- appropriation of senior					Gooding informed he has no rights to ditch in
MRO-08-10	8/25/2008	Langton, Melaney, Wood	Wm. Goodin	Big Creek	76H	46577	C3	water	B.Schultz	Yes	R2	10/2/2008	
WII (0 00 10	0,20,2000	Langton, word roy, wood	Willia Goodiii	Dig Grook				Alleged illegal on-ditch					
 							0.4	pond,restricting ditch	D 0 - 1 - 11		D4	0/45/0000	Gruwell cleaned ditch, added berm and removed
MRO-0811	8/29/2008	Nancy McDonald	Bruce&Patti Gruwell	Nine Mile Creek	76M	107684&103357	C1	access	B.Schultz	NO	R1	9/15/2008	trees to maintain ditch & limit overflow flooding.
								Alleged over-app. of					Phelp's pond is within permit specifications.
MRO-08-12	9/5/2008	Jim Brown	Bill Phelps	Gillinger Ditch	76H	74267	C1	water to on-ditch pond	L.Schock	Yes	R1	10/9/2008	Problem with constrictions upditch of Phelps.
								Alleged shutting off					·
MRO-08-13	10/16/2008	Susan Brown	Danny Clagett	Spring Creek	76H		C5	headgate to natural stream	B.Schultz	No	R1	11/7/2008	Issue is CD jurisdiction -intermittent or perennial
IVII (O-00-13	10/10/2000	- Caban Brown	Dainiy Olagott	opining ereen				Alleged illegal					Asked for more information via telephone on
MRO-08-14	10/23/2008	Craig Ekin	???	Canyon Creek	76H		C1	appropriation to pond	B.Schultz	No	R10	12/1/2008	10/23/08. No response.
									-			-	
2009								Complaint	DNRC				
Complaint	<u>Date</u>	Complainer	Complainee	Source	Basin	Related	Complaint	Description	Staff	<u>Field</u>	Outcome	Resolved	Outcome
No.	Received	<u> </u>				WR No.	Code			Investigation	Code	Date	<u>Description</u>
								Irrigating without a					
BLRO-08-05	6/8/2009	Keith Goodhart	Bruce Delorey	Sweet Grass Cr	43BV	43BV-12262	C1	change Permitte not following	Kerbel	None	R2	6/8/2009	Stopped Irrigating with Pivot
								conditions in hearing					Field Investigation found Permittee made
BLRO-08-06	6/24/2009	Art Arnold	Ken Wahl	UT W Rosebud	43C	43C-106059&60	C1	order.	Kerbel	6/24/2009	R3	8/6/2009	modifications.
BLRO-08-07	6/23/2009	Pat Erger	Ken Higgins	Graham Cr	43BJ		C1	Ilegal Ponds	Kerbel	7/23/2009	R3	8/12/2009	
BLRO-08-08	9/16/2009	Gloria Kandle	Gary Goddard	Hump Cr	43QJ	43QJ-96425	C1	Ilegal Ponds	Kerbel	9/16/2006	R1	9/16/2009	Field Investigation found Pond as Permitted.
													This is an ongoing battle between neighbors, Wate Commissioner has been on in the past.
								Similar to above					Complainers have filed dissatisfied water users'
								complaintswrapped					complaint against Water Commissioner. This is an
BUO-09-01	1/13/2009	Amelia Kelly	David and Cora Rall	Middle Cottonwood Creek	41H	41H 23562, 33079	C5	into investigation	JB, (KS)	Yes	R11		ongoing issue with no easy resolution.
								Alleged illegal use of waterpod and pou		***************************************			
								not represented by a					Letter sent giving 9/25/2009 deadline for
BUO-09-02	4/3/2009	Ruby River Properties	Bradley Livestock LC	Caldwell Springs	41C	41C 195281	C1	water right	KS	Site Visit			compliance
								I Instruction owner					
			Trout Headwaters/Colter					Upstream owner developing spring and					Water was delivered in same amounts as past after
1	5/5/2009	Betty Schneiter	Run Ranch	Schneiter Springs	41H	41H 8896	C4	channelizing ditch	KS	No	R11	6/10/2009	construction work.

			<u></u>						T			1	Site visit found pond is strictly city water filled, no
BUO-09-04	6/1/2009	41 Virginia City Water Users	Steve Weddle and Daisy Ferreras	UT of Alder Creek	41C		C1, C5	Illegal Surface Water Pond on old dumpsite	KS, PD	Yes (6/11/09)	R1	6/12/2009	surface water source (and lined). DEQ has already investigated the water quality allegation and found no violations.
BUO-09-05	8/31/2009	Doris Payne	Buzz Basini	Deep Creek	43B	43B 192667,192668	C1 C3 C4	Secondary ditch headgate being tampered with and water taken illegally	KS	No	R2		Illegal use stopped
B00-09-05	8/31/2009	Dons Fayne	Buzz Basirii	Deep Creek	436	436 192007,192008	01, 03, 0		I NO	140	11/2		inegai use stoppeu
BUO-09-06	9/8/2009	Lois Norby	?	Spaulding Brook	41H		C1, C3	Possible illegal ponds upstream lessening flow of creek	KS	Pending			(This area being looked into for wetland issues, too
								Flooding property					
HVRO-09-01	2/6/2009	Lyle Ophus	Chauvet Ranch	Big Sandy Creek	40H	N/A	C2	rights/water distribution	Larson	No	R6/R8	2/9/2009	District Court Jurisdiction
111110 00 01	2,0,200					1		User in violation of					
HVRO-09-02	6/8/2009	Scott Siemens	N. Chinook Irrig. Asso.	Lodge Creek	40J	40185	С3	Court stipulated agreement Unauthorized changed	Larson	No	R1/R6	6/9/2009	District Court Jurisdiction
HVRO-09-03	6/30/2009	Lyle Ophus	IX Ranch	Big Sandy Creek	40H	30017203	C1	water POU	Larson	Yes	R1	6/30/2009	No Violation Found
								Permits adversely affect prior rights					
HVRO-09-04	7/27/2009	Monte Giese	Post 1973 Permittees	Teton River	410	All Permits	C1/C3	LTWU Diverting water	Larson	No	R2/R3	7/29/2009	Teton Water Availability Letter Sent
HVRO-09-05	9/3/2009	FWP	Teton Prairie LLC	Willow Creek	410	112114	C1	outside basin closure timeframes	Miles	Yes	R11		Permit Verification Show Cause Hearing Scheduled
	0,0,200		Total Francisco										
HRO-09-01	4/7/2009	Kramer Ranch	Five Rockin MS Angus Ranch	Dempsey Creek	76G	91885	C1	Storage constructed in 2007 without a water right for the storage	Jim Beck	Yes	R11		Requested that a that a permit of change be filed and measuring device be installed
1110-09-01	4/1/2009	Klamer Kanch	Nation	Dempsey Creek	700	91003	- 01	Water not be diverted	Jilli Deck	163	IXII	3/11/2009	and measuring device be installed
HRO-09-02	1/6/2009	Reid Molen		Humbug Creek	76F	None listed	C4	or allowed to be diverted into Lake Michele	Jim Beck	Yes	R5		Appropriate 608s to be filed and the ditch easemen is to be researched by the Lake Michelle owners
11110 00 02	170,2000			Training Greek	-	Trong notes		Two irrigation wells		1.00			s to be reconstructed by the Earle Miller entrained
		,	Sitz Ranch Management			30028374 and		are diverting water before a permit is issued from					Applicant will wait the outcome of the hearings on his permit applications. Hearing examiner denied
HRO-09-03	6/19/2009	BOR	Partnership	Well	41B	30028375	C1	applications  An irrigation well being	Jim Beck	Yes	R11		applications on 12/14/2009.
								pumped before a permit application has					Water user will discontinue the use of the well and
HRO-09-04	6/19/2009	BOR	Donald Dallaserra	Well	41B	None listed	C1	been made	Jim Beck	Yes	R2	7/21/2009	prepare to make a permit application
HRO-09-05	7/17/2009	Charles Stokke and Marsha Lowe	Diana Neely	Stuart Mill Spring	76G	None listed	C5	Aleged interference with stream flows	Terry Eccles	Yes	R1 & R6	9/9/2009	Mr. Stokke will meet with the local CD to secure complience with 310 permit. He will discuss building setbacks with the count planner.
HKO-09-03	7/17/2009	Iviaisiia Lowe	Diana Neery	Stuart Will Spring	700	None listed	03	A new diversion is	LCCIES	163	INT & NO	3/3/2003	building setbacks with the count planner.
ND0 00 00	0/04/0000	Mill Creek Irrigation						taking water from Mill Creek and other water users are short of			D44	Response date	Harts Basin Ranch is planning to file a change in POD or ask the Water Court to accept an objection to their claims, maintaining that the diversion in use
HRO-09-06	8/31/2009	Dist.	Willow Glen Ranch	Mill Creek	76G	2/918	8 C1 & C3	water Water is being used	Jim Beck	Yes	R11	3/1/2010	was historic.
								through an unclaimed diversion. An					
								abandoned ditch has				:	
							C1, C3 &	not been plugged. Illegal use of stock	Terry				
HRO-09-07	9/1/2009	Rob Miller	Joe Jany	Willow Creek	76G	91288		water.	Eccles	Yes	R11		
								An irrigation well(s) being pumped before a permit application	Terry				
HRO-09-08	8/7/2009	BOR	Schuett Partnership	Well	41B	None listed	C1	has been made	Eccles				

KRO-09-01	2/23/2009	Van De Kop, Rory	Stalowy, David	Bear Creek	76K	none	C1	Pond being excavated on Bear Creek	TE	Yes 3-6-2009	R1	3/9/2009	Complainee will obtain water right for groundwater diversion via a pit for less than 10 AF/yr using a DNRC Form 602 when project is completed.
KRO-09-02	3/25/2009	Hutten, Jeffrey & Tamara	Halluk, Juan	Ground water	76LJ	none	C1, C2	Leaking artesian well with no WR	MP	Yes 4-17-2009	R2	4/20/2009	
KRO-09-03	3/25/2009	Hutten, Jeffrey & Tamara	Vaugh, Robert L.	Ground water	76LJ	none	C1	Well has no water right or well log.	MP	No	R11		Phone call with Michelle Vaughn on 4-6-2009.  Discussed need to get a water right. Ms. Vaughn agreed to make a 602 application.
KRO-09-04	4/15/2009	Herron, Mark	Scott Roskam	Unnamed Tributary to Flathead River (Flathead Lake)	76LJ	30043795	C1	Pond constructed without a permit	MP	Yes 5-13-2009	R4		Ground Water Certificate issued for pond.
KRO-09-05	4/23/2009	Bilile, Roy & Virginia	NRCS & Marc Scott	Stinger Creek	76LJ	103223, 103221	C1	Wetland constructed without a permit.	MP	Yes 5-13-2009	R1		Project funded by NRCS moved and meandered channel. No water right can be issued for this instream use. Wetland restoration was not the intent of the project nor can a water right be issued for a restored natural wetland.
KRO-09-06-a	5/5/2009	Paret, Melvin	Robert Blackford	Ground water	76LJ	90155	C1	Water from domestic well used to fill pond	MP	Yes 5-18-2009	R4		602 filed for pond.
KRO-09-06-b	5/11/2009	Ridell, Joan	Robert Blackford	Ground water	76LJ	90155	C1	Water from domestic well used to fill pond	MP	Yes 5-18-2009	R4		602 filed for pond.
KRO-09-07	5/18/2009	Hark, Grant, Deborah, Pearl	Driggs, Leland QCC	Indian Creek Dutch	76D		C3	Shutting water off at irrigation ditch	MP	No	R6		Dispute regarding decreed right is jurisdiction of courts.
KRO-09-08	5/19/2009	Quirk Cattle Company	Hark, Pearl	Indian Creek Dutch	76D	118113, 118111	C3	Shutting water off at irrigation ditch	MP	No	R6		Dispute regarding decreed right is jurisdiction of courts.
KRO-09-09	8/18/2009	Malin, Phil	Grizzly Stone	Spring Henry Creek	76N	30046018, 113128, 113129	C4	Mining of Shale could interfer with complainer's sprin appropriation  Wasting of water	MP	No	R6	8/18/2009	referred to DEQ  Masten has a claim for stock use up to 25 gpm.
KRO-09-10	12/28/2009	Hernandez/Hinds	Mike & Nancy Masten	Unnamed Tributary to Clark Fork River	76N	4688 36665	C4	preventing adequate flow resulting in freezing of water line Uncontrolled flowing		No	R6	1/19/2010	Since this is a decreed basin disputes regarding decreed claims are the jurisdiction of the court
LRO-08-07	1/16/2009	Jerry & Sue Evans	Town of Geyser	Ground water well	41R	None	C2	wells/waste/improper abandonment	A. Robinson	Yes	R2	4/8/2009	Leaking well plugged/abandoned.
LRO-08-08	5/21/2009	Don/Judy Van Der Hagen	Neal Bouma	UT Sun River	41K	None	C1	3 illegal ponds constructed.	S. Irvin	Yes	R11		Permit app. filed but not resolution until decision.
	0/4/0000		Dala Mariana	LIT Sup Biver	411/	41K 215055	C1, C3, C4	Illegal diversion and interference with water	S. Irvin	Yes	R6	7/10/2000	No or limited authority -defer toCCCD.
LRO-08-09	6/4/2009	Orville Skogen	Bob Murray	UT Sun River	411	41K 213033	01,03,04	Illegal diversion and interference with water		163	No	7/10/2009	No violation found. Priority date issue between
LRO-08-10	7/14/2009	C Bar J Ranch	Chad Sedgwick	Crooked Creek	40A	40A 205263, 67, 68	C1, C3	rights. Illegal diversion and	S. Irvin	Yes	R1	7/21/2009	water users
LRO-08-11	7/15/2009	Bob Murray	Orville Skogen	UT Sun River	41K	None	C1, C5	potential floodplain issues	S. Irvin	Yes/previous	R1/R6	7/17/2009	CCCD jurisdiction.
LRO-08-12	10/22/2009	Russ Barrett	Doug Rohrer	UT Sun River	41K	41K 200215	C1, C5	Illegal diversion/use and potential property damage	S. Irvin	Yes	R11		Violater has drained ponds
LRO-08-13	11/16/2009	W. Shortridge	W. Rau	Hardy Creek	41QJ	- Multiple	C1	Diversion outside of period of appropriation	S. Irvin	No	R2	11/23/2009	Illegal use terminated.
LRO-08-14	12/11/2009	Todd & Jean Klick	Bob Murray	UT Sun River	41K	41K 146309	C5	Property damage due to flooding from dam.	S. Irvin	No	R6	12/15/2009	Civil matter between parties or conservation district matter.
MRO-09-01	2/5/2009	Anna Mae Paddock	George Furniss	Rock Creek	76H	30029037	C1,C2	Alleged year-round diversion causing flooding	B.Schultz	No	R8	2/10/2009	Matter has previously been heard in District Ct. Asked Judge Langton for guidance. No response.
MRO-09-02	2/11/2009	Msla CD	David & Virginia Holmes	Smith Creek	76K	76K110499	C1	Diversion to pond. Applied for 310 permit for diversion	B.Schultz	No	R2	3/5/2009	Ceased diversion until they go thru the permit of change process.

								Pump on Hayes Cr					
				III or Orașile	7011		C1	bank & pipe to	B.Schultz	N.	D2	E/20/2000	Dump pulled according to Uselth Dant
MRO-09-03	4/23/2009	Msla Co. Health Dept	Dean Roberts	Hayes Creek	76H	none	C1	Roberts property Alleged over	B.Schultz	NO	R2	5/20/2009	Pump pulled according to Health Dept
								appropriation in order					
								to get water to					
MRO-09-04	5/11/2009	Robert Kwapy	Magruder & Aoyama	Kootenai Creek	76H		C1	property Alleged over-	B.Schultz	No	R6	5/12/2009	Water Court/District Court/Commissioner issue
								appropriation resulting					
MRO-09-05	5/22/2009	Lorna Jay Holmes	??	Sheafman Creek	76H		C2	in flooding.	B.Schultz	No	R5	5/26/2009	Flooding/property damage issues a civil matter.
MRO-09-06	6/9/2009	US Forest Service	Richard Nemetz	McIntyre Gulch	76M		C1	Alleged illegal pond	B.Schultz	Yes	R2	7/2/2009	Owner agreed to cease diverting to pond.
												7/40/0000	Pond not enlarged. Holmer informed to respond to
MRO-09-07	6/11/2009	Debra Docherty	Lee Holmer	S. Willoughby Cr	76H	99784	C1,C3	Alleged enlarged pond	L.Schock	Yes	R3	7/13/2009	senior call.  Pond not enlarged. Holmer informed to respond to
MRO-09-08	6/18/2009	Tom&Tricia Kiefer	Lee Holmer	S. Willoughby Cr	76H	130001, 130995	C1,C3	Alleged enlarged pond	L.Schock	Yes	R3	7/13/2009	senior call.
WII (O 00 00	0,10,200												Pond not enlarged. Holmer informed to respond to
MRO-09-09	6/18/2009	Benyus & Merrill	Lee Holmer	S. Willoughby Cr	76H	103860	C1, C3	Alleged enlarged pond	L.Schock	Yes	R3	7/13/2009	senior call.
								Alleged diversion for irrigation without water					Smith informed of Lubertazzi's rights. Told not to
MRO-09-10	7/9/2009	J. Lubertazzi	Wm.Smith	Nelson Cr	76H	147938, 39, & 40	C1, C3	right	B.Schultz	Yes	R2	8/12/2009	
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,							DeerLodge Co.					
								Forwarded to Helena	1150				F1 44 T F 4 41D0
MRO-09-11	7/24/2009	Stokke	Neeley	Stuart Mill				RO Peterson denies	HRO				File sent to Terry Eccles, HRO manager
								access to fix					
MRO-09-12	6/19/2009	Bigelow-Blodgett Cem	Peterson	Blodgett Cr	76H		C3	obliterated ditch	B.Schultz	No	R5	7/24/2009	Ditch access issue. Not DNRC jurisdiction
		_	I · .		7011	405007000	62	Adequate water not	D Cabult	V	D44		Destina attanestina ta unade a di acidable distribution
MRO-09-13	7/23/2009	Foss	Huggins	LostHorse,WardDitch	76H	105037&38	C3	available downditch  Adequate water not	B.Schultz	res	R11		Parties attempting to work out egitable distribution Distribution of claims jurisdiction of WC. Ditch
MRO-09-14	7/20/2009	Wright (Parsons)	Faggerstrom	Canyon, PutnamDitch	76H	2510	С3	available downditch	B.Schultz	Yes	R3, R5	8/9/2009	access not DNRC issue.
								Irrigation without water					Roberts agreed to quit irrigating from creek. Drilled
MRO-09-15	7/27/2009	Ostrander	Roberts	Dickson Cr	76H		C1	right Steele denied access	B.Schultz	Yes	R2	8/24/2009	
MRO-09-16	9/2/2009	Peter Steele	Michael Birr	McGinty Gulch	76M	99383, 107756	СЗ	to pipeline.	B.Schultz	No	R5	9/8/2009	Both parties produced documents re: easement, title to pipeline. Civil matter.
W110-03-10	9/2/2003	1 CICI OICCIC	Michael Dill	Wicolity Culon	1014	00000, 101700		Alledged surface	D.OOMAILE			0,0,200	and to pipeline. Other matter.
								water diversion to GW					
MRO-09-17	9/3/2009	Ince	Jolley	NF Rye Creek	76H	150386	C1	pond Alledged diversion in	B.Schultz	Yes	R1	9/10/2009	No evidence of SW diversion to pond found.  Kellogg provided information showing diversion
MRO-09-18	12/4/2009	Jesse Staat	John Kellogg	North Swamp Cr	76H	148172	C1	excess of allocation	B.Schultz	No	R1	12/7/2009	shut down.
10110-03-10	12/4/2003	besse otaat	John Reliogg	Troiti Gwamp Ci	1011	140112		Alledgedly raised level			1		
								of ponds causing					
MRO-10-01	11/20/2009	Charles ingalis	Jones	UT Bitterroot	76H		C1,C2	flooding	B.Schultz	yes	R3	6/2/2010	Jones agreed to reduce level of their pond
					-								
2010			-					Complaint	DNRC				
Complaint	<u>Date</u>	Complainer	Complainee	Source	Basin	Related	Complaint	Description	Staff	Field	Outcome	Resolved	<u>Outcome</u>
No.	Received					WR No.	Code		Assigned	Investigation	Code	<u>Date</u>	Description
													Field Investigation found Johnson made corrective
													modifications - written agreement between the parties was obtained. Johnson has wr for diversion
BLRO-08-09	7/22/2010	Swanson, Bill & Janet	Johnson, Dan	Big Porcupine	42KJ	42KJ-176442	C1	Illegal Diverson	Kerbel	7/30/2010	R3	7/28/2010	in NW Sec 1 7N-38E.
		, 3, 3, 3, 4, 4	, = ===					Possible illegal pond					
DUO 40 04	4/0/0040	(DEO)	11	Onumber of Orest	4411		C4	on Sourdough Creek	Ke DD	No	B2		Divorcian materials removed
BUO-10-01	1/6/2010	(DEQ)	Howard Nelson	Sourdough Creek	41H	<u> </u>	C1	in Bozeman Junior user diverting	KS, PD	No	R2		Diversion materials removed  Once high water recedes, will meet with parties at
BUO-10-02	5/20/2010	Leonard Eblen	David Warwood	North Cottonwood Cr	41H	41H 33075	C3	all water in creek	KS, PD	Maybe			headgate
								Countercomplaint to					
								previous complaint, asserts that headgate					
								has been wrongly					Once high water recedes, will meet with parties at
BUO-10-03	6/22/2010	David Warwood	Leonard Eblen	North Cottonwood Cr	41H	6483, 6485	C4	changed	KS, PD	Maybe			headgate
				UT of Blaine Spring Creek,	1	<u>-</u>							Looking into point of diversion, verification may
BUO-10-04	7/19/2010	William Kidd	Jeffrey Wingard	aka Holly Creek	41F	27903	C1	Illegal POD alleged	KS, PD	No	R3		indicated different pod then database

.

ì

					<del></del>			Pond discharge in					
						41H 85013, 23562,		ditch affecting water					
BUO-10-05	7/25/2010	Amelia Kelly	David and Cora Rall	Middle Cottonwood Creek	41H	33079	C4	quality	TS				
BUO-10-06	7/25/2010	Amelia Kelly	David and Cora Rall	Walton Creek	41H	41H 23558		unclear	TS				
								Flooding property					
10//10 40 04	E (00 (004 0	Lula Oahua	Obanist Danish	Die Condu Crook	4011	N1/A	C2	rights/water distribution	Miles	No	R6/R8	E/04/0040	Biothiot Count Indiadiation
HVUO-10-01	5/20/2010	Lyle Ophus	Chauvet Ranch	Big Sandy Creek	40H	N/A	<u> </u>	Unauthorized changed	Willes	INO	KO/KO	5/24/2010	District Court Jurisdiction
HVUO-10-02	5/20/2010	Lyle Ophus	IX Ranch	Big Sandy Creek	40H	30017203	C1	water POU	Miles	Yes	Pending		Pending Verification of Change Authorization
								Permits adversely					J. Company
					ŀ			affect prior rights					
HVUO-10-03	7/27/2010	Monte Giese	Post 1973 Permittees	Teton River	410	All Permits	C1/C3	LTWU	Miles	No	R2/R3	8/3/2010	Teton Water Availability Letter Sent
								An irrigation well(s) being pumped before					A pipeline from a surface water source is being
								a permit application					installed to replace the well as a water source for
HRO-10-01	1/7/2010	BOR	Lohman (now Kriegel)	Well	41B	None listed	C1	has been made	Jim Beck	Yes	R3	2/10/2010	the irrigation.
								An irrigation well(s)					
								being pumped before					
HRO-10-02	2/11/2010	BOR	Stoddard	Well	41B	None listed	C1	a permit application has been made	Jim Beck				
1110-10-02	2/11/2010	BOIL	Stoddard	VVCII	710	NOTIC listed	01	Installation and use of	BIIII BCCK				
<i>*</i>			Clovercrest Land & Cattle					a pond without a water					
HRO-10-03	4/30/2010	Boroadwater County	William Nutt)	Cottonwood Creek	411	None listed	C1	right	Jim Beck				
								Additional irrigated					
								land is reportedly being irrigated w/ the					
								diversion decreasing					
		·						the flow from a					
HRO-10-04	4/30/2010	Dave & Judy Rowland	Round Grove Ranch Co.	Spring	411	015267 015268	C1, C3	wetland.	Jim Beck				
						90273 90279 90282		Diversion of water					
HRO-10-05	5/14/2010	Nila Tyrrel	John Wright	Indian Creek	411	90285 90293 90296 90297 90299 90304	C1	from Indian Creek without a water right	Jim Beck				
HKO-10-05	5/14/2010	INIIA I VITEI	John Wright	Illulari Creek	411	90297 90299 90304	- 01	without a water right	Jilli Deck				
								Diversion of more					
								water than the amount	Terry				
HRO-10-06		Lloyd Neal		Willow Creek	41K		C1, C3	released from Nilan	Eccles				
		,						Water user no repairing or using					
								ditches. Using					
								groundwater for					
								irrigation without a	Terry				
HRO-10-07	7/26/2010	William Tucker	Meriwether Ranch	Big Hole River	41D		C1	permit. An irrigation well(s)	Eccles				
ļ								being pumped before					
								a permit application	Terry				
HRO-10-08	7/27/2010	BOR	Stone Creek Ranches	Well	41B	None listed		has been made	Eccles				
								Drainage ditch dug by					Determined that claimed water right that included complainer as owner was in error. Water right for
								neighbor cut off water					developed spring is a ground water certificate.
								supply to developed	Pitman/Albr				Sent letter to complainer explaining his water rights
KRO-10-01	3/8/2010	Michael McCoy	Thomas Chadwick	unnamed spring	76LJ	76ĹJ 147174	C3	spring.	echt	Yes	R6	3/31/2010	and juridiction by courts for drainage issues and g
								Water being diverted					Compleines atoms delivered and all and a second all a
KRO-10-02	3/30/2010	Robert Heckman	Lester M. Morgan	Buffalo Bill Ck.	76N	76N 105413	C1	outside claimed period of diversion.	Pitman	No	R2	4/7/2010	Complainee stopped diversion after a call was mase by a senior appropriator, Mr. Gillibrand.
10-10-02	3/30/2010	- TODOLL HOUNITIAN	Lester W. Worgan	Dunaio Dili Ok.	7014	7014 100410	01	or arrorators.	i iunan	110	112	7/1/2010	mass by a serior appropriator, ivit. Gillibratio.
								Runoff from flood					
								(furrow) irrigation by					
KBO 40.00	A10/0040	James Gillibrand	Loster Marson	Puffolo Pill Ch	761		02	Morgan floods complainers property.	Ditmon	No	De	4/20/2040	Sent email with explanation of jurisdiction for such
KRO-10-03	4/8/2010	James Gilliprand	Lester Morgan	Buffalo Bill Ck.	76N	105404, 105406,	C2	сопіріашеть ргорепу.	Pitman	No	R6	4/29/2010	a complaint is with the courts.
KRO-10-04	6/9/2010	Ben Cox	Kurt Tedhams Trust	Mosquito Ck.	76N	105404, 105400,	C4						
KRO-10-05	6/25/2010	Ben Cox	Lee and Peggy Matthews		76N		C4						
	<del></del>	_ 1		_		-1	<u> </u>		· · · · · · · · · · · · · · · · · · ·	1		-	

		T	David Neumann and	Spring Tributary to Pleasan	t								
KRO-10-06	6/23/2010	Frank Cavanaugh	Barbra Benson	Valley Fisher River	76C	30018912	C1						
													Comlainee called by Olson, KUO. Complainee
										1			thought it was ok to pump water for lawn and
1								D					garden irrigation because he had a ground water
								Pumping water from Swan River without					certificate wate right. Complainee was informed a permit is required to divert water from the Swan
KRO-10-07	8/3/2010	Robert Halloran	John Shezak	Swan River	76K	30048944	C1	water right to do so.	Olson	No	R2	8/4/2010	River. Complainee
1(10-10-07	0/0/2010	Trobort Hallorall	OOTHI OTICZAK	- Circuit (1170)	Tort			Abuse of permit	0.00			0/ 1/2010	Tuver. Complained
LRO-08-15	3/3/2010	Rob Nylund	Robert Durocher	Muddy Creek	41QJ	41QJ 111525	C5	conditions.	S. Irvin	No	R3	3/26/2010	Resolved
								Change in POD; 3000					
MRO-10-02	1/11/2010	Msla CD (notice)	Simmons	Clark Fork	76G	5086	C5	ft downstream	B.Schultz	No	R3	1/20/2010	Ceased excavation before reaching river.
								Onstream pond constructed w/o water					
MRO-10-03	1/9/2010	Msla CD (notice)	Clark	Owl Creek	76K	109609	C1	right	L.Schock	Not vet	R11		Developing remeiation plan as ordered by Msla CD
14110-10-03	17572010	inola ob (notice)	Oldin	GWI GIGGK	1010	1.00000		Alledged illegal on-	2.00.000	1.00 you		<del></del>	Developing remolation plan as ordered by Misla Ob
MRO-10-04	4/5/2010	Frank Malik	Hachenberger	Mill Creek	76H	104958	C1	ditch pond	B.Schultz	Yes	R3	5/7/2010	Pond reduced to < .1 AF-no change needed.
													Owner working with consultant on pod change. In
MRO-10-05	5/3/2010	Msla Co. Rd Dept	Greenough L&L Co	Blackfoot River	76F	9835	C1	Alledged added POD	B.Schultz	No	R11		place since 1981.
MRO-10-06	5/14/2010	Feltus	Edwards	Clark Fork River	76M	99553	C3	Alledged diversion to illegal pond	B.Schultz	No	R11		Owner working with consultant to amend claim
WIRO-10-06	3/14/2010	reitus	Edwards	Clark Folk Rivel	7 OIVI	99000		Follow-up on 09-15.	D.Scriuitz	110	IXII		Owner working with consultant to amend claim
				· ·				Appl for pond					Owner agreed to allow pond to fill in-as per CD
MRO-10-07	5/18/2010	Roberts	Ostrander	Dickson Creek	76H		C1	submitted?	B.Schultz	Yes	R2	6/1/2010	recommendation.
								Ditch modifications					
1400 40 00	5/04/0040			0 41	7011	045000	00	restrict water	D. Calaulta	NI	Dr	0/4/0040	Ditch put back. Jensen agrees to clean Victor Town
MRO-10-08	5/21/2010	Jensen	Long	Sweathouse Cr	76H	215093	C3	movement	B.Schultz	No	R5	6/4/2010	Ditch
								Existing pond with no					Discussed with CO. Decided not to pursue
MRO-10-09	5/25/2010	Ostrander	Roberts	Dickson Creek	76H		C1	water right. See 09-15.	B.Schultz	yes	R1	6/4/2010	violation. See file.
								Intercepting his					Discussed with Herland. No changes to system in
MRO-10-10	6/14/2010	Colpitts	Heiland	Ward Irr District	76H	45383	C3	groundwater	B.Schultz	no	R1	7/1/2010	10 yrs. Colpitts did not return my calls.
						-							
Complaint Codes		<u> </u>											
01			appropriation (unlawful use	of water)								-	
C2 C3			Alleged waste of water										
03		Alleged preventing v	water from moving to persor	n with prior use									
C4		Alleged int	terference of rightful use of	water									
C5			Other										
Resolution Codes													
R1			No violation found										
R2			lved - illegal use terminated							<u> </u>			
R3		Resolved - us	e modified to comply with w	ater right									
R4		Resolved	- appropriate water right see	cured									
R5		Not DNRC jurisdict	tion - Ditch Easement or Tre	esspass Issue		F							
	Not DNRC jurise	diction - Refered Parties	s to (enter proper authority-	ie Water Court, District Court, C	D,								
R6			DEQ, etc)	· · · · · · · · · · · · · · · · · · ·									
R7		Parties pe	etition for a Water Commiss	ioner									
R8		Parties	have entered into a civil act	ion									
R9		DNRC has en	tered into civil action vs. Co	mplainee									
R10		Insufficient information	n provided by Complainer -	No DNRC action									
R11													

ŧ